

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION**

VGXI, INC.

*Plaintiff,*

vs.

ALDEVRON LLC,

*Defendant.*

§  
§  
§  
§  
§  
§  
§  
§

CIVIL ACTION NO. 4:19-cv-04761

JURY TRIAL DEMANDED

**JOINT STATUS REPORT**

Pursuant to the Court's July 5, 2022 Order (Dkt. No. 107), directing the Parties to jointly report the status of the arbitration, the Parties submit this Joint Status Report.

- The arbitration process continues to progress.
- On July 18, 2022, the parties identified patent terms to be construed. The parties will serve opening claim construction briefs on October 14, 2022, and reply briefs on November 11, 2022.
- Since the parties served the last joint status report (Dkt. No. 106), several conflicts have been identified which have resulted in scheduling changes. The Panel has now scheduled the claim construction hearing for December 13 and 14, 2022, and the final evidentiary hearing for the weeks of September 11 and 18 of 2023.
- The Parties propose to supplement this report to the Court within 90 days, on or before December 29, 2022.

Dated: September 30, 2022

/s/ Robert Scott

Robert Scott (SBN 17911800)  
Domingo M. Llagostera (SBN 24070157)  
BLANK ROME, LLP  
717 Texas Avenue, Suite 1400  
Houston, TX 77002

/s/ J. David Cabello

J. David Cabello  
*Attorney-in-charge*  
SBN No. 03574500  
S.D. Tex. Bar No. 3514  
CABELLO HALL ZINDA, PLLC

Telephone: (713) 228-6601  
Facsimile: (713) 228-6605  
bob.scott@blankrome.com  
dllagostera@blankrome.com

Daniel E. Rhynhart (admitted *pro hac vice*)  
Daniel S. Morris (admitted *pro hac vice*)  
BLANK ROME, LLP  
One Logan Square, 130 North 18th Street  
Philadelphia, Pennsylvania 19103  
Telephone: (215) 569-5500  
Facsimile: (215) 832-5371  
Rhynhart@blankrome.com  
Morris-d@blankrome.com

*Attorneys for Plaintiff VGXI, Inc.*

801 Travis, Suite 1610  
Houston, TX 77002  
David@chzfirm.com  
Tel: 832-631-9990  
Fax: 832-631-9991

Dane H. Butswinkas (admitted *pro hac*)  
David S. Blatt (admitted *pro hac*)  
Dov P. Grossman (admitted *pro hac*)  
C. Bryan Wilson (S.D. Tex. Bar No. 954857)  
WILLIAMS & CONNOLLY LLP  
680 Maine Avenue, S.W.  
Washington, DC 20024  
Telephone: (202) 434-5000  
Facsimile: (202) 434-5029  
dbutswinkas@wc.com  
dblatt@wc.com  
dgrossman@wc.com  
cwilson@wc.com

John P. Hanish (admitted *pro hac*)  
Kevin J. Culligan (admitted *pro hac*)  
John M. Hintz (admitted *pro hac*)  
MAYNARD, COOPER & GALE, P.C.  
The Fred F. French Building  
551 Fifth Avenue, Suite 2000  
New York, NY 10176  
Tel: 646.609.9280  
Fax: 646.609.9281  
jhanish@maynardcooper.com  
kculligan@maynardcooper.com  
jhintz@maynardcooper.com

*Attorneys for Defendant Aldevron LLC*

**CERTIFICATE OF SERVICE**

I hereby certify that on September 30, 2022 I caused the foregoing Joint Status Report to be served upon all counsel of record via the CM/ECF system pursuant to LR5.1.

/s/John Watkins  
John Watkins  
Paralegal  
Cabello Hall Zinda, PLLC